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Doran R. Pace, Patent Attorney

ELECTION UNDER 35 USC §121  
Examining Group 1633  
Patent Application  
Docket No. USF.199TCXZ1  
Serial No. 10/567,275

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner : Fereydoun G. Sajjadi  
Art Unit : 1633  
Applicants : M. Ian Phillips, Yao Liang Tang  
Serial No. : 10/567,275  
Filed : May 9, 2007  
Conf. No. : 9704  
For : Stem Cell Beacon

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**ELECTION UNDER 35 USC §121**

Sir:

In response to the written Restriction Requirement dated February 9, 2009 in the above-identified patent application, Applicants hereby elect to prosecute the invention of Group III (claims 17-26), without traverse.

Applicants also elect viral vectors as the species of delivery method. Applicants further elect heart as the species of target tissue. Claims 17-26 read on the elected species.

A Preliminary Amendment is being submitted with this Election.

The Commissioner is hereby authorized to charge any fees under 37 CFR §§1.16 or 1.17 as required by this paper to Deposit Account No. 19-0065.

Respectfully submitted,



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Attachment: Preliminary Amendment